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## Additional Formal Legal Notice – ADA Retaliation, Medicaid Fraud, and Color of Law Violations -- 2025-02-18 -- Re: Email Received From Michael Mazzoli 2025-02-18 12:38 P.M.

1 message

**John Fouts** <fouts.john@gmail.com>

Tue, Feb 18, 2025 at 3:39 PM

To: Michael Mazzoli <mmazzoli@coxandmazzoli.com>

Cc: "Whistleblower.Coordinator@oig.hhs.gov" <Whistleblower.Coordinator@oig.hhs.gov>, whistleblower@osc.gov, whistlerprotectioncoordinator@oig.dhs.gov, whistleblower@aclu.org, "U. S. Senator Rand Paul" <senator@paul.senate.gov>, "Demakos, Michael" <Michael.Demakos@mail.house.gov>, morgan.mcgarvey@mcgarvey.senate.gov, "Higdon, Jimmy (State Sen.) (LRC)" <Jimmy.Higdon@lrc.ky.gov>, Office of Governor Beshear

<governor.constituentservices@ky.gov>, Commonwealth Office of Ombudsman

<kyombud@ky.gov>, "Brandenburg, Kristy M (CHFS DAIL DQL)" <kristy.brandenburg@ky.gov>, CHFS DAIL Commonwealth Community Living

<PCAP.HSL@ky.gov>, dailhcb@ky.gov, "OCRMail@HHS.gov" <OCRMail@hhs.gov>, ocrcomplaint@hhs.gov, ocr@hhs.gov, kevin.kramer@louisvilleky.gov, fbi.tips@fbi.gov, CMSInquiries@cms.hhs.gov, 5025738316@faxage.com, attorney.general@ky.gov,

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(HHS/OCR) (CTR)" <James.Toews@hhs.gov>, "Colomb, Amelia (OS/OMHA)"

<Amelia.Colomb@hhs.gov>, "Jagarlapudi, Avni (OS/OMHA)" <Avni.Jagarlapudi@hhs.gov>,

"Raymond, Josie (State Rep.) (LRC)" <josie.raymond@lrc.ky.gov>, "McManis, Kevin D

(DPA)" <kevin.mcmanis@ky.gov>

Dear Mr. Mazzoli,

Please find attached an additional **formal legal notice** regarding **ADA retaliation, Medicaid fraud, and color of law violations** concerning **2nd Home AHDC, Access AHDC, and the Kentucky Department for Aging and Independent Living (DAIL)**.

This letter **formally rejects and disputes your February 18, 2025, response**, which constitutes a **deliberate mischaracterization** of my legal demand for **federal investigation** as an “appeal.” The involvement of a **criminal defense attorney in an administrative Medicaid matter raises significant legal concerns, including but not limited to fraud, RICO violations, and obstruction of justice.**

As outlined in the document, you are **required to immediately disclose the full extent of your representation and involvement, including whether you represent Access AHDC, Sibal Khakiyeva, Samir Music, Yailen Suarez, Kristy Blankenship, or any state entities, such as DAIL.** Failure to provide full disclosure will be considered further evidence of conspiracy (42 U.S.C. § 1985(3)) and obstruction of justice (18 U.S.C. § 1503).

Additionally, I demand written certification from **2nd Home AHDC**, signed under penalty of perjury, confirming that no fraudulent Medicaid billing or other criminal conduct—including collusion, misrepresentation, or obstruction of justice—has occurred. Failure to provide this certification will be escalated immediately to **federal authorities**.

This matter is **not closed**. You have **seven (7) calendar days to respond**. Failure to comply will result in **further federal escalation, additional litigation, and formal criminal complaints to the appropriate agencies**.

[\*\*2025-02-18-Additional-Formal-Legal-Notice-ADA-Retaliation-Medicaid-Fraud-and-Color-of-Law-M-Mazzoli.pdf\*\*](#)

Sincerely,

**John Fouts**

**2904 Sitka Dr. L29**

**Louisville, KY 40299**

**P. 502.956.0052 (Text Only - ADA Accommodations)**

**F. 502.996.8246 (HIPAA Compliant)**

**E. [Fouts.John@gmail.com](mailto:Fouts.John@gmail.com) | [PatientAdvocacy@sfnlife.org](mailto:PatientAdvocacy@sfnlife.org)**

On Tue, Feb 18, 2025 at 12:38 PM Michael Mazzoli <[mmazzoli@coxandmazzoli.com](mailto:mmazzoli@coxandmazzoli.com)> wrote:

Mr. Fouts,

The decision of 2nd Home Adult Day Health Care regarding your appeal request is attached. You should receive a paper copy of the decision by regular mail in the next few days.

**Michael R. Mazzoli**

Cox & Mazzoli PLLC  
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John R. Fouts, MBA